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2 IN THE UNITED STATES DISTRICT COURT  
3  
4 FOR THE DISTRICT OF ARIZONA

5 United States of America, } 08-3158m  
6 Plaintiff, }  
7 v. }  
8 David Romulus Upton, } ORDER OF DETENTION  
9 Defendant. }

10 In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention hearing  
11 has not been held. The defendant submitted the matter to the Court.

12 The Court incorporates and adopts by reference the assessment of  
13 nonappearance/danger findings of the Pretrial Services Agency which were reviewed  
14 by the Court at the time of the hearing in this matter.

15 Defendant does not dispute the information contained in the Pretrial Services  
16 Report.

17 The Court concludes, by a preponderance of the evidence, that defendant is a  
18 flight risk and requires detention pending trial.

19 The Court also concludes, that no condition or combination of conditions will  
20 reasonably assure the appearance of defendant as required.

21 IT IS THEREFORE ORDERED that defendant be detained pending further  
22 proceedings. 18 U.S.C. §3143; Rules 32.1(a)(1) and 46(c), Federal Rules of Criminal  
23 Procedure.

24 DATED this 7th day of May, 2008.

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28 Edward C. Voss  
United States Magistrate Judge